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Dated: February 26, 2009

Signature: 

(Marshall P. Byrd)

31471/44171
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Aguilar et al.

Application No.: 10/526,829

Confirmation No.: 5802

Filed: September 4, 2003

Art Unit: 1644

For: A Method of Modulating Cellular Activity and
Molecules for Use Therein

Examiner: Marianne Dibrino, Ph.D.

**AMENDMENT AND ELECTION IN RESPONSE TO REQUIREMENT FOR
RESTRICTION/ELECTION**

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madame:

INTRODUCTORY COMMENTS

This paper is filed in response to the Office Action dated December 26, 2008 and is timely filed by virtue of the Request for one month Extension of Time and fees included herewith. Should it be determined that additional fees are due, the Commissioner is authorized to charge any such fees to our Deposit Account No. 13-2855, under order no. 31471/44171. Please amend the above-identified U.S. patent application as follows:

Amendments to the Specification: None.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.